

POLICY

It is the policy of the Michigan Department of Human Services (DHS) Bureau of Juvenile Justice (BJJ) that youth are provided appropriate psychiatric services when the level of services required exceed the capability of the BJJ facility.

PURPOSE

This policy provides guidance to staff in obtaining necessary mental health services when the exhibiting behaviors require interventions that are not provided at facilities.

DEFINITIONS

See JRG, JJ Residential Glossary.

**RESPONSIBLE
STAFF**

Designated in the facility standard operating procedure.

PROCEDURE

Each facility is required to develop and implement standard operating procedures (SOPs) relative to involuntary psychiatric hospitalization. At a minimum, these SOPs must contain the following requirements:

Evaluation

Each facility provides guidance to treatment staff for referring youths for psychological or psychiatric evaluations who are exhibiting dangerous behaviors due to mental illness.

**Notification
Requirements**

Upon the recommendation of a psychologist, psychiatrist, or treatment team that the youth is evaluated for placement in a mental health facility, the following persons are notified:

- The youth's parent/legal guardian.
- The youth's assigned JJS, CMO worker, or probation officer.

Note: Parental consent is not necessary for state wards.

When a youth has been accepted for involuntary hospitalization, the parent/legal guardian, JJS, CMO worker, or probation officer is informed of the youth's location as soon as possible.

Approval Requirements

Community mental health services program:

- The CMHSP in the youth's home county is the gatekeeper for short term services and is contacted and provided with any information they request regarding the need for a youth's involuntary hospitalization.
- When necessary, arrangements are made with the CMHSP staff to have the youth evaluated in the home county or in the local county.

Court order:

- The facility/center director or designee provides the JJS, CMO worker or probation officer with documentation supporting the short term involuntary hospitalization of the youth for presentation to the court.
- The youth's assigned JJS, CMO worker, or probation officer is responsible for seeking the court order regarding the youth's hospitalization.
- Facility staff remain with the youth for security purposes:
 - Pending a court order approving the hospitalization.
 - When the psychiatric facility has inadequate security measures in place.

Placement Options

Short term placement:

- Follow the procedure outlined in sections above.

Long term treatment/transfer to community health facility:

- After reviewing the psychological/psychiatric assessments, the facility/center director or designee, after consultation with the designated behavioral health authority, must determine:

- That the youth will substantially benefit from the care and training in the other institution or facility.
- That the interests of the youth and of the state will be best served by the transfer.
- The facility/center director or designee must:
 - Provide written notification of the proposed transfer to the youth's parent/legal guardian.
 - Ensure the written transfer request is approved by the committing court, the DHS director through administrative channels, and the Department of Community Health administration.

Emergency situations

When the youth's behavior warrants immediate treatment, the local hospital emergency room is utilized. The facility/center director or designee must notify:

- The youth's parent/legal guardian.
- The youth's JJS, CMO worker, or probation officer.

Return to Facility

The BJJ facility/center director or designee ensures that security, transportation and notification (including notification of release from the psychiatric facility) arrangements are clear and have been documented. The facility/center director or designee notifies:

- The youth's parent/legal guardian.
- The youth's JJS, CMO worker, or probation officer.
- The committing court and DHS administration (through administrative channels) if the youth is placed in a Department of Community Health facility.

AUTHORITY

Social Welfare Act, MCL 400.115b(1)

Mental Health Code, MCL 330.1001 et seq.

Transfer of Juveniles between Institutions Act, MCL 720.601 et seq.

Youth Rehabilitation Services Act, MCL 803.304